

REMARKS/ARGUMENTS

This Amendment is in response to the final Office Action dated November 5, 2009. In the Office Action, Claims 1-10 has been rejected under 35 U.S.C. § 103(a) as being obvious in light of International Publication WO 01/24096 to Kamman ("*Kamman*") in view of U.S. Published Patent Application 2002/0116273 to Sundel ("*Sundel*") and U.S. Published Patent Application 2003/0041068 to Camarillo ("*Camarillo*"). The rejection of each claim is addressed below. For the Examiner's reference, Claims 11-76 have previously been withdrawn, Claims 2-7 have been canceled, and Claims 1 and 8 have been amended. Following this Amendment, Claims 1 and 8-10 remain pending in the application for the Examiner's consideration.

Claim Rejections under 35 U.S.C. § 103(a)

Independent Claim 1

Independent Claim 1 has been rejected as being obvious in light of *Kamman* in view of *Sundel* and *Camarillo*. Although Applicants do not agree with the current rejection of Claim 1, in order to facilitate prosecution of the current application, Applicants have amended Claim 1 to further clarify the claimed invention over the cited art. For instance, Applicants have amended Claim 1 to recite a processor configure to determine a confidence level associated with a first rating profile based at least in part on a comparison between the description of a good (in a shipment), the shipper of the good, and the importer of the good and the description of an item, the shipper of the item, and the importer of the item from the first rating profile. Further, Claim 1 recites that the confidence level is based at least in part on a number of matches between the description of the good, the shipper of the good, and the importer of the good and the description of the item, the shipper of the item, and the importer of the item and what was matched between the description of the good, the shipper of the good, and the importer of the good and the description of the item, the shipper of the item, and the importer of the item. Applicants respectfully submit that *Kamman*, *Sundel*, and *Camarillo*, alone or in combination, fail to disclose or suggest these features, as well as other features, recited in amended Claim 1. Accordingly, Applicants respectfully request the Examiner to withdraw the current rejection of

Claim 1 under § 103(a).

Dependent Claims 8-10

The Examiner has rejected dependent Claims 8-10 as being obvious in light of *Kamman* in view of *Sundel* and *Camarillo*. Claims 8-10 depend from independent Claim 1 and therefore include all the features of Claim 1 plus additional features that further define the invention over the prior art. Accordingly, for at least the reasons set forth above with regard to independent Claim 1 and the additional features that further define the invention over the prior art, Applicants respectfully submit that these claims are also in condition for allowance. Therefore, Applicants respectfully request the Examiner to withdraw the current rejection of these claims under § 103(a).

Conclusion


The foregoing is submitted as a full and complete response to the final Office Action mailed November 5, 2009. The foregoing amendments, when taken in conjunction with the appended remarks, are believed to have placed the present application in condition for allowance, and such action is respectfully requested. The Examiner is encouraged to contact Applicants' undersigned attorney at (404) 881-7640 or e-mail at chris.haggerty@alston.com to resolve any remaining issues in order to expedite examination of the present application.

The patentability of the independent claim has been argued as set forth above and thus Applicants will not take this opportunity to argue the merits of the rejection with regard to each dependent claim. However, Applicants do not concede that the dependent claims are not independently patentable and reserve the right to argue the patentability of the dependent claims at a later date if necessary.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those that may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefor (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

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Respectfully submitted,


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